

RECEIVED
CENTRAL FAX CENTER

AUG 25 2006

PATENT APPLICATION

HEWLETT-PACKARD COMPANY
Intellectual Property Administration
P.O. Box 272400
Fort Collins, Colorado 80527-2400

ATTORNEY DOCKET NO. 200308343-1

IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Michael Carleton et al

Confirmation No.: 4021

Application No.: 09/684472

Examiner:

Filing Date: Oct 06, 2000

Group Art Unit:

Title: Modular, Dynamically Extensible, And Integrated Storage Area Network Management System

Mail Stop 16
Commissioner For Patents
PO Box 1450
Alexandria, VA 22313-1450

REQUEST FOR REFUND
IMPROPER CHARGE OF DEPOSIT ACCOUNT

I. REFUND REQUEST

This is a request for a refund in the amount of \$ 120.00, with respect to the charge to the Deposit Account No. 08-2025, shown on the statement dated 3-31-2006, for the above identified patent application.

II: FEES CHARGED FOR WHICH REFUND IS REQUESTED

1251 for \$120.00

III: EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR

Appellant filed a Notice of Appeal on 12/14/2005 along with a pre-appeal brief request for conference. The Notice of Panel Decision from Pre-appeal Brief Review was mailed on 01/27/2006 stating: "The time period for filing an appeal brief will be reset to be one month from mailing this decision, or the balance of the two-month time period running from the receipt of the notice of appeal, whichever is greater." Thus, the appeal brief was not due until 02/27/06 as that is the greater of the two dates. The appeal brief was filed on 02/27/2006 so no extension of time fee was due.

IV: MANNER OF REFUND

Please make refund of \$ 120.00 crediting Account No. 08-2025.

- ☐ I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450
Date of Deposit:

OR

- ☒ I hereby certify that this paper is being transmitted to the Patent and Trademark Office facsimile number (571) 273-8300.
Date of facsimile: August 25, 2006

Typed Name: Donna M Kraft

Signature: 

Respectfully submitted,

Michael Carleton et al

By 

Augustus W. Winfield

Attorney/Agent for Applicant(s)

Reg No.: 34,042

Date: AUG 24, 2006

Telephone: 970 898 3142

Rev 10/05 (Refund)

Best Available Copy

RECEIVED

UNITED STATES PATENT AND TRADEMARK OFFICE JAN 31 2006

200308343-1

HP LEGAL
IPAUNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1400
Alexandria, Virginia 22317-1400
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/684,472 ✓	10/05/2000 ✓	Suben Krishnaswamy	PD99-2879	4021 ✓

7590 01/27/2006
HEWLETT-PACKARD COMPANY
 P. O. 272400
 FT. COLLINS, CO 80527-2400

EXAMINER

LEE, PHILIP C

ART UNIT

PAPER NUMBER

3154

DATE MAILED: 01/27/2006


RECEIVED
CENTRAL FAX CENTER

AUG 25 2006

Please find below and/or attached an Office communication concerning this application or proceeding.

FTO-90C (Rev. 10/03)

Best Available Copy

Application Number 	Application/Control No. 09/884,472 Philip Lee	Applicant(s)/Patent under Reexamination KRISHNAMOORTHY ET AL. Art Unit 2154
Document Code - AP.PRE.DEC		

Notice of Panel Decision from Pre-Appeal Brief Review



This is in response to the Pre-Appeal Brief Request for Review filed 12/14/05.

1. ☐ **Improper Request** – The Request is improper and a conference will not be held for the following reason(s):

- ☐ The Notice of Appeal has not been filed concurrent with the Pre-Appeal Brief Request.
- ☐ The request does not include reasons why a review is appropriate.
- ☐ A proposed amendment is included with the Pre-Appeal Brief request.
- ☐ Other:

The time period for filing a response continues to run from the receipt date of the Notice of Appeal or from the mail date of the last Office communication, if no Notice of Appeal has been received.

2. ☒ **Proceed to Board of Patent Appeals and Interferences** – A Pre-Appeal Brief conference has been held. The application remains under appeal because there is at least one actual issue for appeal. Applicant is required to submit an appeal brief in accordance with 37 CFR 41.37. The time period for filing an appeal brief will be reset to be one month from mailing this decision, or the balance of the two-month time period running from the receipt of the notice of appeal, whichever is greater. Further, the time period for filing of the appeal brief is extendible under 37 CFR 1.136 based upon the mail date of this decision or the receipt date of the notice of appeal, as applicable.

☒ The panel has determined the status of the claim(s) is as follows:

Claim(s) allowed: _____

Claim(s) objected to: _____

Claim(s) rejected: 1B-35

Claim(s) withdrawn from consideration: _____

3. ☐ **Allowable application** – A conference has been held. The rejection is withdrawn and a Notice of Allowance will be mailed. Prosecution on the merits remains closed. No further action is required by applicant at this time.

4. ☐ **Reopen Prosecution** – A conference has been held. The rejection is withdrawn and a new Office action will be mailed. No further action is required by applicant at this time.

All participants:

(1) John Follansbee **JOHN FOLLANSBEE**
SUPERVISOR PATENT EXAMINER
TECHNOLOGY CENTER 2100

(2) Philip Lee

(3) Rupal Dharia

(4) _____

U.S. Patent and Trademark Office

Part of Paper No. 20060120



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

MONTHLY STATEMENT OF DEPOSIT ACCOUNT

To replenish your deposit account, detach and return top portion with your check. Make check payable to Director of Patents & Trademarks.

HEWLETT-PACKARD COMPANY
MARIA CARROLL/CORA NEUBERGER
INTELLECTUAL PROPERTY ADMINIS. M/S 35
P.O. BOX 272400
FT. COLLINS CO 80527-2400

FINA

Account No.	082025
Date	3-31-06
Page	18

PLEASE SEND REMITTANCES TO:
U. S. Patent and Trademark Office
P.O. Box 70541
Chicago, IL 60673

DATE POSTED	CONTROL NO.	DESCRIPTION (Serial, Patent, TM, Order)	DOCKET NO.	FEE CODE	CHARGES/ CREDITS	BALANCE
MO. DAY YR.						
3 14 06	89	60781019	200401377-2	1005	200.00	1038347.40
3 14 06	96	10229698	10018268-1	1501	1400.00	1036947.40
3 14 06	97	10229698	10018268-1	1504	300.00	1036647.40
3 14 06	114	10208596	100202778-1	1402	500.00	1036147.40
3 14 06	120	09999037	10007685-1	1402	500.00	1035647.40
3 14 06	145	10639183	022879	1814	130.00	1035517.40
3 14 06	163	10601157	10015085-6	1501	1400.00	1034117.40
3 14 06	164	10601157	10015085-6	1504	300.00	1033817.40
3 14 06	165	11370448	200506703-1	8021	40.00	1033777.40
3 14 06	166	09526830	10990871-1	1501	1400.00	1032377.40
3 14 06	198	11263781	200505156-1	8021	40.00	1032337.40
3 14 06	269	11372967	200506804-1	1011	300.00	1032037.40
3 14 06	270	11372967	200506804-1	1111	500.00	1031537.40
3 14 06	271	11372967	200506804-1	1311	200.00	1031337.40
3 14 06	329	PCT/US06/08315	200500176-3	1601	300.00	1031037.40
3 14 06	330	PCT/US06/08315	200500176-3	1704	1871.00	1029166.40
3 14 06	331	PCT/US06/08315	200500176-3	1701	1008.00	1028158.40
3 14 06	332	PCT/US06/08315	200500176-3	8007	20.00	1028138.40
3 14 06	482	11264635	200312184-1	8021	40.00	1028098.40
3 14 06	495	PCT/US06/08360	200407837-2	1601	300.00	1027798.40
3 14 06	496	PCT/US06/08360	200407837-2	1704	1871.00	1025927.40
3 14 06	497	PCT/US06/08360	200407837-2	1701	1008.00	1024919.40
3 14 06	498	PCT/US06/08360	200407837-2	1703	24.00	1024895.40
3 14 06	499	PCT/US06/08360	200407837-2	8007	20.00	1024875.40
3 15 06	1	60590134	200208928-1	1011	-300.00	1025175.40
3 15 06	1	10007963	10013242-1	1252	330.00	1024845.40
3 15 06	1	09684472	200308343-	1251	120.00	1024725.40
3 15 06	2	60590134	200208928-1	1111	-500.00	1025225.40
3 15 06	2	10075444	30006610-2	1806	180.00	1025045.40
3 15 06	3	10061871	200301938-1	1251	120.00	1024925.40
3 15 06	3	60590134	200208928-1	1311	-200.00	1025125.40
3 15 06	3	10175542	B-4648619910	1806	180.00	1024945.40
3 15 06	4	60590134	200208928-1	1201	-200.00	1025145.40
3 15 06	5	11184043	200208928-1	1001	790.00	1024355.40
3 15 06	6	11184043	200208928-1	1201	200.00	1024155.40
3 15 06	6	10350731	100204697-1	1501	1400.00	1022755.40
AN AMOUNT SUFFICIENT TO COVER ALL SERVICES REQUESTED MUST ALWAYS BE ON DEPOSIT			OPENING BALANCE	TOTAL CHARGES	TOTAL CREDITS	CLOSING BALANCE

MS020C (11/2005)

PAGE 4/4 * RCVD AT 8/25/2006 10:24:59 AM (Eastern Daylight Time) * SVR:USPTO-EFAXP-6/39 * DNS:2738300 * CSID:9708987247 * DURATION (mm:ss):00:46

Best Available Copy

United States Patent and Trademark Office
- Sales Receipt -

03/15/2006 LHINTON 00000001 082025 09684472

01 FC:1251 120.00 DA

Adjustment date: 09/13/2006 ZJUHA1
03/15/2006 LHINTON 00000001 082025 09684472
01 FC:1251 120.00 CR

Best Available Copy